

PTO/SB/39 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

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Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
Provides for continued examination of an utility or plant
application filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/421,808
Filing Date	10/20/1999
First Named Inventor	Tadayon, et al
Group Art Unit	2142
Examiner Name	Melvin Pollack
Attorney Docket Number	0085252/0484322

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This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

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1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ **Enclosed**
- i. ☒ **Amendment/Reply**
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other

- ## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months, (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(I) required)

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3. ☐ Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge any other fees, or credit any overpayments, to
Deposit Account No. 06-2226

i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) \$375 for small entity

ii. ☒ Extension of time fee for two months (37 C.F.R. . §§ 1.136 and 1.17) \$205

iii. ☒ Other any other fees required

b. ☒ Check in the amount of \$ \$577 enclosed (RCE Fee)

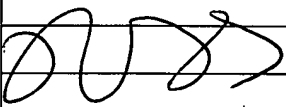
c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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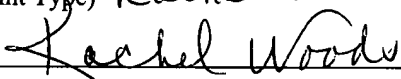
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print Type)	<u>Ria Farrell Schalnatt</u>	Registration No. (Attorney) Agent	<u>47,058</u>
Signature		Date	<u>July 24, 2003</u> <u>7/25/03</u>

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print Type)	<u>Rachel Woods</u>		
Signature		Date	<u>7/25/03</u>

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